

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

UNITED STATES OF AMERICA, :  
 :  
vs. : DOCKET NUMBER  
 : 1:16-CR-0237-AT-JSA-1  
JAMES G. MALONEY, :  
 : ATLANTA, GEORGIA  
DEFENDANT. : AUGUST 22, 2017

**TRANSCRIPT OF STATUS CONFERENCE PROCEEDINGS**

**BEFORE THE HONORABLE JUSTIN S. ANAND**

**UNITED STATES MAGISTRATE JUDGE**

**PART I OF III**

APPEARANCES OF COUNSEL:

**FOR THE GOVERNMENT:**

JOHN RUSSELL PHILLIPS  
STEPHEN H. MCCLAIN  
UNITED STATES ATTORNEY'S OFFICE

**FOR THE DEFENDANT:**

CRAIG C. GILLEN  
ANTHONY C. LAKE  
GILLEN WITHERS & LAKE LLC

LAWANDA N. HODGES  
THE LAW FIRM OF LAWANDA HODGES

***MECHANICAL STENOGRAPHY OF PROCEEDINGS AND COMPUTER-AIDED  
TRANSCRIPT PRODUCED BY:***

***OFFICIAL COURT REPORTER: SHANNON R. WELCH, RMR, CRR  
2394 UNITED STATES COURTHOUSE  
75 TED TURNER DRIVE, SOUTHWEST  
ATLANTA, GEORGIA 30303  
(404) 215-1383***

## P R O C E E D I N G S

(Atlanta, Fulton County, Georgia; August 22, 2017.)

THE COURT: Morning. How are you all doing?

MR. PHILLIPS: Good. How are you?

THE COURT: Good. Okay. So we're here in *United States of America vs. James Maloney*, Criminal Number 1:16-CR-237.

So we had set this for today for a status conference to talk about where we are. When we last met, y'all had all filed the -- or the defendant had filed the amended notice of intent to disclose, to which the Government responded and we had the reply, which had triggered certain discovery requests that the Government was in the process of looking in to and assessing whether there was additional *Brady* information or other discoverable information to produce.

And so we set this matter over for today to, I guess, first hear the status of whether there are discovery disputes that need to get teed up and then also to set a schedule going forward and, if possible, to set a date for a hearing on any motions to preclude or for a motion for protective order with regard to any of the information that is proposed to be disclosed.

So I guess let me hear from Mr. Phillips first from the Government's perspective on where we are at this point.

MR. PHILLIPS: Well, Your Honor, I'm prepared to give

1 you a detailed explanation of what we have done since the last  
2 time we were here. I think it would be better and less awkward  
3 and maybe less time consuming if we do it in a classified  
4 setting.

5 THE COURT: That is fine. We have that ready to go  
6 and set up. We can just move to the other room is the quickest  
7 way we had to do it rather than set this one up in an  
8 appropriate way.

9 Is that okay with y'all?

10 MR. GILLEN: Yes, Your Honor.

11 THE COURT: Okay. Bel, it is big enough over there;  
12 right? It may be slightly tight.

13 COURTROOM DEPUTY CLERK: It is going to be tight.

14 THE COURT: It is going to be a little tight.

15 COURTROOM DEPUTY CLERK: There is enough seating, but  
16 it is going to be tight.

17 THE COURT: All right. Well, we are all friends. So  
18 that is fine. So I take it everyone here is -- well, I guess,  
19 Ms. Rodriguez-Feo, everyone here is cleared or otherwise  
20 appropriate to be moved over to the classified setting?

21 MS. RODRIGUEZ-FEO: Yes, Your Honor.

22 THE COURT: Okay. So let's do it then. I'll step  
23 down, and Ms. Graves will bring y'all over to the other room,  
24 and I'll meet you there as soon as I'm told we're ready to go.

25 **(These proceedings were thereby adjourned at**

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**9:21 A.M.)**

## C E R T I F I C A T E

UNITED STATES OF AMERICA

NORTHERN DISTRICT OF GEORGIA

I, SHANNON R. WELCH, RMR, CRR, Official Court Reporter of the United States District Court, for the Northern District of Georgia, Atlanta Division, do hereby certify that the foregoing 3 pages constitute a true transcript of proceedings had before the said Court, held in the City of Atlanta, Georgia, in the matter therein stated.

In testimony whereof, I hereunto set my hand on this, the 22nd day of September, 2017.

*Shannon R. Welch*

SHANNON R. WELCH, RMR, CRR  
OFFICIAL COURT REPORTER  
UNITED STATES DISTRICT COURT

UNITED STATES DISTRICT COURT  
OFFICIAL CERTIFIED TRANSCRIPT